B 1 (Official F@ 17783 Doc 1 Filed 05/15/09 Entered 05/15/09 18:02:06 Desc Main United States Bankruptum Centre Page 1 of 43 **Voluntary Petition** Northern District of Illinois **Eastern Division** Name of Joint Debtor (Spouse) (Last, First, Middle): Name of Debtor (if individual, enter Last, First, Middle): Falcon, Irene, Falcon, Sr., Crispin, All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN(if Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN(if more more than one, state all): 8593, 14-1971839 than one, state all): 7138 Street Address of Joint Debtor (No. & Street, City, and State): Street Address of Debtor (No. & Street, City, and State): 5472 Maclain Lane 5472 Maclain Lane Hanover Park, IL Hanover Park, IL ZIP CODE ZIP CODE 60133 60133 County of Residence or of the Principal Place of Business County of Residence or of the Principal Place of Business: DuPage DuPage Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): ZIP CODE ZIP CODE Location of Principal Assets of Business Debtor (if different from street address above): ZIP CODE Type of Debtor Nature of Business Chapter of Bankruptcy Code Under Which (Form of Organization) (Check one box) the Petition is Filed (Check one box) (Check one box.) ■ Health Care Business ☐ Chapter 15 Petition for Chapter 7 ☐ Single Asset Real Estate as defined in 11 Individual (includes Joint Debtors) Recognition of a Foreign Chapter 9 U.S.C. § 101(51B) See Exhibit D on page 2 of this form. Main Proceeding Chapter 11 Railroad Corporation (includes LLC and LLP) ☐ Chapter 15 Petition for Stockbroker Partnership Chapter 12 Recognition of a Foreign ☐ Commodity Broker Other (If debtor is not one of the above entities. Nonmain Proceeding Chapter 13 Clearing Bank check this box and state type of entity below.) **Nature of Debts** Other (Check one box) Tax-Exempt Entity Debts are primarily consumer Debts are primarily (Check box, if applicable) debts, defined in 11 U.S.C. business debts. § 101(8) as "incurred by an Debtor is a tax-exempt organization individual primarily for a under Title 26 of the United States personal, family, or house-Code (the Internal Revenue Code.) hold purpose. Chapter 11 Debtors Filing Fee (Check one box) Check one box: ✓ Full Filing Fee attached ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is Check if: unable to pay fee except in installments. Rule 1006(b) See Official Form 3A. Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000. Filing Fee waiver requested (applicable to chapter 7 individuals only). Must Check all applicable boxes attach signed application for the court's consideration. See Official Form 3B. A plan is being filed with this petition Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). THIS SPACE IS FOR Statistical/Administrative Information COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. ☐ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors 100-200-50-1,000-5,001-10,001-25,001-50,001-Over 99 199 10 000 100 000 100 000 5 000 25,000 50,000 Estimated Assets \$0 to \$50,001 to \$50,000,001 \$100,000,001 \$100,001 to \$500,001 to \$1,000,001 \$10,000,001 \$500,000,001 More than \$1 \$50,000 \$100,000 to \$100 to \$500 \$500,000 \$1 to \$10 to \$50 to \$1 billion billion million million million million million Estimated Liabilities  $\Box$  $\Box$ \$500,001 to \$1,000,001 \$100,000,001 \$10,000,001 \$50,000,001 \$50,001 to \$100,001 to \$500,000,001 More than \$1 \$1 to \$10 to \$50 to \$100 to \$500 \$50,000 \$100,000 \$500,000 billion to \$1 billion million million million million million

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|--|---|---|------------------------|--|--|--|--|--|--|
| Voluntary Peti                               | ition Document  be completed and filed in every case)   | Name group 2 to f <sub>s</sub> 43                         |                        |  |  |  |  |  |  |
| Crispin Faicon, St., frene Faicon            |   |   |                        |  |  |  |  |  |  |
|  | All Prior Bankruptcy Cases Filed Within La  | st 8 Years (If more than two, attach additional sheet.)   | •                      |  |  |  |  |  |  |
| Location Where Filed:                        | NONE  | Case Number:  | Date Filed:            |  |  |  |  |  |  |
| Location<br>Where Filed:                     |   | Case Number:  | Date Filed:            |  |  |  |  |  |  |
|  | Pending Bankruptcy Case Filed by any Spouse, Partner o  | r Affiliate of this Debtor (If more than one, attach ad   | ditional sheet)        |  |  |  |  |  |  |
| Name of Debtor: <b>NONE</b>                  |   | Case Number:  | Date Filed:            |  |  |  |  |  |  |
| District:                                    |   | Relationship:   | Judge:                 |  |  |  |  |  |  |
| 10Q) with the Secur<br>of the Securities Exc | Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b).  Exhibit A is attached and made a part of this petition.  X  5/8/2009 |   |                        |  |  |  |  |  |  |
|  |   | Signature of Attorney for Debtor(s)  Gregory J. Martucci  | Date <b>6185842</b>    |  |  |  |  |  |  |
|  | Ey  | hibit C   | 0103042                |  |  |  |  |  |  |
|  | n or have possession of any property that poses or is alleged to pose a bit C is attached and made a part of this petition.   | threat of imminent and identifiable harm to public heal   | th or safety?          |  |  |  |  |  |  |
|  | Ext   | nibit D   |                        |  |  |  |  |  |  |
| (To be completed by                          | y every individual debtor. If a joint petition is filed, each spouse mus  | t complete and attach a separate Exhibit D.)              |                        |  |  |  |  |  |  |
| ☐ Exhibit D                                  | completed and signed by the debtor is attached and made a part of ti  | his netition  |                        |  |  |  |  |  |  |
| _  |   | F   |                        |  |  |  |  |  |  |
| If this is a joint petit                     | tion:   |   |                        |  |  |  |  |  |  |
| Exhibit D                                    | also completed and signed by the joint debtor is attached and made  | • •   |                        |  |  |  |  |  |  |
|  |   | ding the Debtor - Venue applicable box)                   |                        |  |  |  |  |  |  |
| ☑  | Debtor has been domiciled or has had a residence, principal place preceding the date of this petition or for a longer part of such 180  |   | ays immediately        |  |  |  |  |  |  |
|  | There is a bankruptcy case concerning debtor's affiliate. general pa  | artner, or partnership pending in this District.          |                        |  |  |  |  |  |  |
| ٥  | Debtor is a debtor in a foreign proceeding and has its principal pla<br>has no principal place of business or assets in the United States but<br>this District, or the interests of the parties will be served in regard  | t is a defendant in an action or proceeding [in a federal |                        |  |  |  |  |  |  |
|  |   | des as a Tenant of Residential Property oplicable boxes.) |                        |  |  |  |  |  |  |
|  | Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following).  |   |                        |  |  |  |  |  |  |
|  | (Name of landlord that obtained judgment)   |   |                        |  |  |  |  |  |  |
|  |   | (Address of landlord)                                     |                        |  |  |  |  |  |  |
|  | Debtor claims that under applicable nonbankruptcy law, there are entire monetary default that gave rise to the judgment for possession  |   | ed to cure the         |  |  |  |  |  |  |
|  | Debtor has included in this petition the deposit with the court of an filing of the petition.   | ny rent that would become due during the 30-day period    | after the              |  |  |  |  |  |  |
|  | Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).   |   |                        |  |  |  |  |  |  |

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| Voluntary Petition Document  | Nanage 3 of s43  |
| (This page must be completed and filed in every case)  | Crispin Falcon, Sr., Irene Falcon  |
| Sign   | atures   |
| Signature(s) of Debtor(s) (Individual/Joint)   | Signature of a Foreign Representative  |
| I declare under penalty of perjury that the information provided in this petition is true and correct.  [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.  [If no attorney represents me and no bankruptcy petition preparer signs the petition] I | I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.  (Check only <b>one</b> box.)  I request relief in accordance with chapter 15 of Title 11, United States Code.  |
| have obtained and read the notice required by 11 U.S.C. § 342(b).  I request relief in accordance with the chapter of title 11, United States Code, specified  | Certified Copies of the documents required by § 1515 of title 11 are attached.  Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the   |
| in this petition.  | order granting recognition of the foreign main proceeding is attached.   |
| X s/ Crispin Falcon, Sr.  Signature of Debtor Crispin Falcon, Sr.  | X Not Applicable (Signature of Foreign Representative)   |
| o orispin i arcon, pri   | (Signature of Foreign Representative)  |
| X s/ Irene Falcon Signature of Joint Debtor Irene Falcon   | (Printed Name of Foreign Representative)   |
| Telephone Number (If not represented by attorney)  | -  |
| 5/8/2009<br>Date   | Date   |
| Signature of Attorney  | Signature of Non-Attorney Petition Preparer  |
| Signature of Attorney for Debtor(s)  Gregory J. Martucci Bar No. 6185842  Printed Name of Attorney for Debtor(s) / Bar No.  Law Office of Gregory J. Martucci, P.C.  Firm Name  203 E. Irving Park Road Roselle, IL 60172  Address   | I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.  Not Applicable |
|  | Printed Name and title, if any, of Bankruptcy Petition Preparer  |
| (630) 980-8333 (630) 980-8404 Telephone Number 5/8/2009  | Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)   |
| *In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.  | Address  |
| Signature of Debtor (Corporation/Partnership)  | X Not Applicable   |
| I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.  The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition.  X Not Applicable Signature of Authorized Individual   | Date Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.  Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual.  If more than one person prepared this document, attach to the appropriate official form  |
| Printed Name of Authorized Individual  | for each person.  A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or  |
| Title of Authorized Individual   | both. 11 U.S.C. § 110; 18 U.S.C. § 156.  |
| Date   |  |

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B 1D (Official Form 1, Exhibit D) (12/08)

#### **UNITED STATES BANKRUPTCY COURT**

# Northern District of Illinois Eastern Division

| In re | Crispin Falcon, Sr. Irene Falcon | Case No. |            |
|-------|----------------------------------|----------|------------|
|       | Debtor(s)                        |          | (if known) |

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

| bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.  |
|---|
| Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.   |
| 1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunitie for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.   |
| 2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunitie for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed. |
| 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]  |
| If your certification is satisfactory to the court, you must still obtain the credit counseling briefing  |
| within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.  |
| <ul> <li>4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]</li> <li>Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financia responsibilities.);</li> </ul>  |

|         |                           | 33 Doc 1<br>1, Exh. D) (12/ | Filed 05/15/09<br>Document<br>08) – Cont.        | Entered 05/15/09 18:02:06<br>Page 5 of 43  | Desc Main         |
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|         | unable, after through the | r reasonable eff            |  | 09(h)(4) as physically impaired to the credit counseling briefing in person, but |                   |
|         |                           | Active military             | duty in a military con                           | nbat zone.   |                   |
| require |                           |                             | ustee or bankruptcy a<br>es not apply in this di | dministrator has determined that the c<br>strict.                                | credit counseling |
|         | I certify und             | der penalty of p            | perjury that the infor                           | mation provided above is true and  | correct.          |
| Signat  | ure of Debtor:            | s/ Crispin Fals             | •  |  |                   |
|         |                           | Crispin Falco               | on, Sr.  |  |                   |
| Date:   | 5/8/2009                  |                             |  |  |                   |

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### **UNITED STATES BANKRUPTCY COURT**

## **Northern District of Illinois Eastern Division**

| In re | Crispin Falcon, Sr. Irene Falcon | Case No. |            |
|-------|----------------------------------|----------|------------|
|       | Debtor(s)                        | _        | (if known) |

### **EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT**

| Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court cadismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.   |
|---|
| Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.   |
| ✓ 1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities or available credit counseling and assisted me in performing a related budget analysis, and I have a certificate rom the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.  |
| □ 2. Within the <b>180 days before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities or available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.   |
| 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]  |
| If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing. |
| 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]  Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial   |

responsibilities.);

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| unable, a<br>through t  |     | reasona              | ble eff  |  | 09(h)(4) as physically in<br>credit counseling briefir |                 |           |  |
|   |     | Active n             | nilitary | duty in a military con                     | nbat zone.   |                 |           |  |
| 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. ' 109(h) does not apply in this district. |     |                      |          |  |  |                 |           |  |
| I certify   | und | ler penal            | lty of p | perjury that the infor                     | mation provided abov                                   | e is true and c | orrect.   |  |
| Signature of Debt   | or: | s/ Irene<br>Irene Fa |          | on   |  |                 |           |  |
| Date: <u>5/8/2009</u>   |     |                      |          |  |  |                 |           |  |

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B6A (Official Form 6A) (12/07)

| In re: | Crispin Falcon, Sr. | Irene Falcon |         | Case No. |            |
|--------|---------------------|--------------|---------|----------|------------|
|        |                     |              | Debtors | •        | (If known) |

# **SCHEDULE A - REAL PROPERTY**

| Debtors' House<br>5472 Maclain Lane<br>Hanover Park, IL 60133 | Fee Owner                                  | J                                    | \$ 220,000.00  | \$ 241,900.00                 |
|---|--|--------------------------------------|--|-------------------------------|
| DESCRIPTION AND<br>LOCATION OF<br>PROPERTY                    | NATURE OF DEBTOR'S<br>INTEREST IN PROPERTY | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION | AMOUNT OF<br>SECURED<br>CLAIM |

(Report also on Summary of Schedules.)

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**B6B (Official Form 6B) (12/07)** 

| In re | Crispin Falcon, Sr. | Irene Falcon |         | Case No. |            |
|-------|---------------------|--------------|---------|----------|------------|
|       |                     |              | Debtors | ,        | (If known) |

# **SCHEDULE B - PERSONAL PROPERTY**

| TYPE OF PROPERTY  | NONE | DESCRIPTION AND LOCATION<br>OF PROPERTY  | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST<br>IN PROPERTY, WITH-<br>OUT DEDUCTING ANY<br>SECURED CLAIM<br>OR EXEMPTION |
|---|------|--|--------------------------------------|---|
| 1. Cash on hand   |      | Cash   | J                                    | 10.00   |
| Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.                         |      | Checking Account Charter National Bank #6301 Wife's Father's Account Wife did not contribute to this account and has no interest in proceeds | J                                    | 2,156.79  |
| Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.                         |      | Checking Account<br>Charter National Bank<br>Hanover Park, IL<br>#155-1  | J                                    | 450.00  |
| Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.                         |      | Savings Account<br>Las Colinas Credit Union<br>Irving, TX<br>#8371   | W                                    | 75.00   |
| <ol> <li>Security deposits with public utilities,<br/>telephone companies, landlords, and<br/>others.</li> </ol>  |      | Security Deposit for Business Garage Lease   |                                      | 1,800.00  |
| Household goods and furnishings,<br>including audio, video, and computer<br>equipment.  |      | Used Furniture   | J                                    | 500.00  |
| <ol> <li>Books, pictures and other art objects,<br/>antiques, stamp, coin, record, tape,<br/>compact disc, and other collections or<br/>collectibles.</li> </ol>  |      | Books, CDs + DVDs  | J                                    | 150.00  |
| 6. Wearing apparel.   |      | Used Clothing  | J                                    | 200.00  |
| 7. Furs and jewelry.  | Х    |  |                                      |   |
| Firearms and sports, photographic, and other hobby equipment.   |      | Camera   | J                                    | 75.00   |
| Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.   | Х    |  |                                      |   |
| 10. Annuities. Itemize and name each issuer.  | X    |  |                                      |   |
| 11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).) | X    |  |                                      |   |
| 12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.   | Х    |  |                                      |   |
| <ol> <li>Stock and interests in incorporated and<br/>unincorporated businesses. Itemize.</li> </ol>   | X    |  |                                      |   |

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B6B (Official Form 6B) (12/07) -- Cont.

| In re | Crispin Falcon, Sr. | Irene Falcon |         | Case No. |            |
|-------|---------------------|--------------|---------|----------|------------|
|       | •                   |              | Debtors | -1       | (If known) |

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

| TYPE OF PROPERTY  | NONE | DESCRIPTION AND LOCATION<br>OF PROPERTY | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST<br>IN PROPERTY, WITH-<br>OUT DEDUCTING ANY<br>SECURED CLAIM<br>OR EXEMPTION |
|---|------|---|--------------------------------------|---|
| 14. Interests in partnerships or joint ventures. Itemize.   | Х    |   |                                      |   |
| Government and corporate bonds and other negotiable and nonnegotiable instruments.  | X    |   |                                      |   |
| 16. Accounts receivable.  | Х    |   |                                      |   |
| 17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.  | Х    |   |                                      |   |
| Other liquidated debts owed to debtor including tax refunds. Give particulars.  | X    |   |                                      |   |
| 19. Equitable or future interests, life estates,<br>and rights or powers exercisable for the<br>benefit of the debtor other than those<br>listed in Schedule A - Real Property.   | X    |   |                                      |   |
| Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.  | X    |   |                                      |   |
| 21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.  | X    |   |                                      |   |
| 22. Patents, copyrights, and other intellectual property. Give particulars.   | X    |   |                                      |   |
| 23. Licenses, franchises, and other general intangibles. Give particulars.  | X    |   |                                      |   |
| 24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes. | X    |   |                                      |   |
| 25. Automobiles, trucks, trailers, and other vehicles and accessories.  |      | 2002 Hyundai Sonata                     | W                                    | 6,870.00  |
| Automobiles, trucks, trailers, and other vehicles and accessories.  |      | 2004 Chevrolet Avalanche                | Н                                    | 17,785.00   |
| Automobiles, trucks, trailers, and other vehicles and accessories.  |      | 2006 Nissan Armada                      | J                                    | 19,005.00   |
| Automobiles, trucks, trailers, and other vehicles and accessories.  |      | 2007 Chevrolet Tahoe Leased             | Н                                    | 0.00  |
| 26. Boats, motors, and accessories.   | X    |   |                                      |   |
| 27. Aircraft and accessories.   | Х    |   |                                      |   |
| 28. Office equipment, furnishings, and supplies.  | X    |   |                                      |   |
| 29. Machinery, fixtures, equipment and supplies used in business.   | X    |   |                                      |   |
| 30. Inventory.  | X    |   |                                      |   |

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|--------------------------------------|-------|----------------|---------------------------|-----------|
|                                      |       | Document       | Page 11 of 43             |           |
| 36B (Official Form 6B) (12/07) Cont. |       |                | 3                         |           |

| In re | Crispin Falcon, Sr. | Irene Falcon |         | Case No. |            |
|-------|---------------------|--------------|---------|----------|------------|
|       |                     |              | Debtors | _,       | (If known) |

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

| TYPE OF PROPERTY   | NONE         | DESCRIPTION AND LOCATION<br>OF PROPERTY | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST<br>IN PROPERTY, WITH-<br>OUT DEDUCTING ANY<br>SECURED CLAIM<br>OR EXEMPTION |
|--|--------------|---|--------------------------------------|---|
| 31. Animals.   | Х            |   |                                      |   |
| 32. Crops - growing or harvested. Give particulars.                  | X            |   |                                      |   |
| 33. Farming equipment and implements.                                | Х            |   |                                      |   |
| 34. Farm supplies, chemicals, and feed.                              | Х            |   |                                      |   |
| 35. Other personal property of any kind not already listed. Itemize. | Х            |   |                                      |   |
|  | \$ 49,076.79 |   |                                      |   |

(Include amounts from any continuation sheets attached. Report total also on Summary of Schedules.)

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B6C (Official Form 6C) (12/07)

| In re | Crispin Falcon, Sr. | Irene Falcon |         | Case No.      |            |
|-------|---------------------|--------------|---------|---------------|------------|
|       | <u> </u>            |              | Debtors | <del></del> , | (If known) |

# **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

| Debtor claims the exemptions to which debtor is entitled under: | ☐ Check if debtor claims a homestead exemption that exceeds |
|---|---|
| (Check one box)   | \$136,875   |

☐ 11 U.S.C. § 522(b)(2) ☐ 11 U.S.C. § 522(b)(3)

| DESCRIPTION OF PROPERTY   | SPECIFY LAW<br>PROVIDING EACH<br>EXEMPTION | VALUE OF<br>CLAIMED<br>EXEMPTION | CURRENT<br>VALUE OF PROPERTY<br>WITHOUT DEDUCTING<br>EXEMPTION |
|---|--|----------------------------------|--|
| 2004 Chevrolet Avalanche  | 735 ILCS 5/12-1001(c)                      | 4,800.00                         | 17,785.00  |
|   | 735 ILCS 5/12-1001(b)                      | 4,927.00                         |  |
| Books, CDs + DVDs   | 735 ILCS 5/12-1001(b)                      | 150.00                           | 150.00   |
| Camera  | 735 ILCS 5/12-1001(b)                      | 75.00                            | 75.00  |
| Cash  | 735 ILCS 5/12-1001(b)                      | 10.00                            | 10.00  |
| Checking Account<br>Charter National Bank<br>Hanover Park, IL<br>#155-1 | 735 ILCS 5/12-1001(b)                      | 450.00                           | 450.00   |
| Savings Account<br>Las Colinas Credit Union<br>Irving, TX<br>#8371      | 735 ILCS 5/12-1001(b)                      | 75.00                            | 75.00  |
| Used Clothing   | 735 ILCS 5/12-1001(a),(e)                  | 200.00                           | 200.00   |
| Used Furniture  | 735 ILCS 5/12-1001(b)                      | 500.00                           | 500.00   |

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B6D (Official Form 6D) (12/07)

| In re | Crispin Falcon, Sr. | Irene Falcon |         | Case No. |            |
|-------|---------------------|--------------|---------|----------|------------|
|       |                     |              | Debtors |          | (If known) |

# **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

| CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.) | CODEBTOR | HUSBAND, WIFE, JOINT                         | DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF<br>CLAIM WITHOUT<br>DEDUCTING<br>VALUE OF<br>COLLATERAL | UNSECURED<br>PORTION, IF<br>ANY |
|---|----------|--|--|------------|--------------|----------|---|---------------------------------|
| ACCOUNT NO.  Cory Properties 19 Watergate Drive South Barrington, IL 60010                              |          |  | Security Agreement Garage Lease for Business VALUE \$0.00                                      |            |              |          | 0.00  | 0.00                            |
| ACCOUNT NO. XXXX-7925 H  Dell Preferred Account P.O. Box 6403 Carol Stream, IL 60197                    |          | Security Agreement Computer VALUE \$2,500.00 |  |            |              | 4,846.84 | 0.00  |                                 |
| ACCOUNT NO. XXXX-7771  GMAC P.O. Box 9001951  Louisville, KY 40290                                      |          | н  | Security Agreement<br>2007 Chevrolet Tahoe Leased<br>VALUE \$0.00                              |            |              |          | 0.00  | 0.00                            |
| ACCOUNT NO. XXXX-1346  GMAC P.O. Box 9001951  Louisville, KY 40290                                      |          | н  | Security Agreement 2004 Chevrolet Avalanche Arrears - 1084.00 VALUE \$17,785.00                |            |              |          | 6,500.00  | 0.00                            |

continuation sheets attached

2

Subtotal → (Total of this page)

Total > (Use only on last page)

| \$<br>11,346.84 | \$<br>0.00 |
|-----------------|------------|
|                 |            |
| \$              | \$         |
|                 |            |

(Report also on Summary of (If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

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B6D (Official Form 6D) (12/07)- Cont.

| In re | Crispin Falcon, Sr. | Irene Falcon | Case No. |  |  |            |
|-------|---------------------|--------------|----------|--|--|------------|
|       |                     |              | Debtors  |  |  | (If known) |

# **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

(Continuation Sheet)

| CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.) | CODEBTOR | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN                         | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF<br>CLAIM WITHOUT<br>DEDUCTING<br>VALUE OF<br>COLLATERAL | UNSECURED<br>PORTION, IF<br>ANY |
|---|----------|--------------------------------------|--|------------|--------------|----------|---|---------------------------------|
| HFC P.O. Box 5233 Carol Stream, IL 60197-5233   |          | J                                    | Second Lien on Residence Debtors' House 5472 Maclain Lane Hanover Park, IL 60133  Arrears - 579.99  VALUE \$220,000.00 |            |              |          | 57,726.00   | 4,258.00                        |
| ACCOUNT NO. XXXX-1202  QVC  P.O. Box 103104  Atlanta, GA 30076  |          | Н                                    | Security Agreement<br>Camera<br>VALUE \$75.00  |            |              |          | 786.22  | 786.22                          |
| ACCOUNT NO. XXXX-4085  The Room Place P.O. Box 659704 San Antonio, TX 782-65                            |          | w                                    | Security Agreement<br>Furniture<br>VALUE \$1,000.00  |            |              |          | 2,983.50  | 0.00                            |
| ACCOUNT NO. XXXX-0749  Toyota Financial Services P.O. Box 5855  Carol Stream, IL 60197                  |          | w                                    | Security Agreement<br>2002 Hyundai Sonata<br>VALUE \$6,870.00  |            |              |          | 9,463.90  | 2,593.90                        |

Sheet no. 1 of 2 continuation sheets attached to Schedule of Creditors Holding Secured Claims

Subtotal → (Total of this page)

Total → (Use only on last page)

| \$<br>70,959.62 | \$ 7,63 | 38.12 |
|-----------------|---------|-------|
|                 |         |       |
| \$              | \$      |       |
|                 |         |       |

(Report also on Summary of (If applicable, report Schedules) also on Statistical Summary of Certain Liabilities and Related Data.)

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B6D (Official Form 6D) (12/07)- Cont.

| In re | Crispin Falcon, Sr. | Irene Falcon |         | , | Case No. |            |
|-------|---------------------|--------------|---------|---|----------|------------|
|       |                     |              | Debtors |   |          | (If known) |

# **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

(Continuation Sheet)

| CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.) | CODEBTOR | HUSBAND, WIFE, JOINT<br>OR COMMUNITY   | DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN  | CONTINGENT | UNLIQUIDATED | DISPUTED   | AMOUNT OF<br>CLAIM WITHOUT<br>DEDUCTING<br>VALUE OF<br>COLLATERAL | UNSECURED<br>PORTION, IF<br>ANY |
|---|----------|--|---|------------|--------------|------------|---|---------------------------------|
| P.O. Box 20005 Owensboro, KY 42304-0005   |          | Mortgage<br>Debtors' House<br>5472 Maclain Lane<br>Hanover Park, IL 60133<br>Arrears - 1078.00 |   |            |              | 167,868.00 | 4,258.00  |                                 |
| ACCOUNT NO. XXXX-9001  Wells Fargo Financial P.O. Box 60510 Los Angeles, CA 90060                       | х        | J  | VALUE \$220,000.00  Security Agreement 2006 Nissan Armada  Arrears - 1922.00  VALUE \$19,005.00 |            |              |            | 38,903.00   | 19,898.00                       |

Sheet no. 2 of 2 continuation sheets attached to Schedule of Creditors Holding Secured Claims

Subtotal → (Total of this page)

Total → (Use only on last page)

| \$<br>206,771.00 | \$<br>24,156.00 |
|------------------|-----------------|
| \$<br>289,077.46 | \$<br>31,794.12 |

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Document

Debtors

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(If known)

B6E (Official Form 6E) (12/07)

In re

Crispin Falcon, Sr. Irene Falcon

Case No.

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

| <b>1</b> | Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.  |
|----------|--|
| ΤY       | PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.)   |
|          | Domestic Support Obligations   |
|          | Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or consible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in J.S.C. § 507(a)(1).  |
|          | Extensions of credit in an involuntary case  |
| арр      | Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the ointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).   |
|          | Wages, salaries, and commissions   |
|          | Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying ependent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the sation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). |
|          | Contributions to employee benefit plans  |
| ces      | Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the sation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).  |
|          | Certain farmers and fishermen  |
|          | Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).   |
|          | Deposits by individuals  |
| that     | Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, were not delivered or provided. 11 U.S.C. § 507(a)(7).  |
|          | Taxes and Certain Other Debts Owed to Governmental Units   |
|          | Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).  |
|          | Commitments to Maintain the Capital of an Insured Depository Institution   |
|          | Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of vernors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. 07 (a)(9).  |
|          | Claims for Death or Personal Injury While Debtor Was Intoxicated   |
| ano      | Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or ther substance. 11 U.S.C. § 507(a)(10).  |
| adju     | * Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of istment.  |

1 continuation sheets attached

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B6E (Official Form 6E) (12/07) - Cont.

| In re | Crispin Falcon, Sr. | Irene Falcon |         | Case No. |            |
|-------|---------------------|--------------|---------|----------|------------|
|       | Orispin raicon, or. | nene i alcon | Debtors | -,       | (If known) |

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | CODEBTOR | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | DATE CLAIM WAS<br>INCURRED AND<br>CONSIDERATION<br>FOR CLAIM | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT<br>OF CLAIM | AMOUNT<br>ENTITLED TO<br>PRIORITY | AMOUNT<br>NOT<br>ENTITLED TO<br>PRIORITY, IF<br>ANY |
|---|----------|--------------------------------------|--|------------|--------------|----------|--------------------|-----------------------------------|---|
| ACCOUNT NO.   |          |                                      |  |            |              |          |                    |                                   | \$0.00  |

Sheet no.  $\underline{1}$  of  $\underline{1}$  continuation sheets attached to Schedule of Creditors Holding Priority Claims

Subtotals ➤ (Totals of this page)

Total >
(Use only on last page of the completed
Schedule E. Report also on the Summary of
Schedules.)

Total > (Use only on last page of the completed Schedule E. If applicable, report also on the Statistical Summary of Certain Liabilities and Related Data. )

| \$<br>0.00 | \$<br>0.00 | \$<br>0.00 |
|------------|------------|------------|
| \$<br>0.00 |            |            |
|            | \$<br>0.00 | \$<br>0.00 |

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B6F (Official Form 6F) (12/07)

| In re | Crispin Falcon, Sr. | Irene Falcon |         | Case No |            |
|-------|---------------------|--------------|---------|---------|------------|
|       |                     |              | Debtors |         | (If known) |

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | CODEBTOR | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF<br>CLAIM |
|---|----------|--------------------------------------|--|------------|--------------|----------|--------------------|
| ACCOUNT NO. XXXX2513  |          | w                                    |  |            |              |          | 1,287.90           |
| American General Finance<br>P.O. Box 790368<br>St. Louis, MO 63179                                |          |                                      | Misc. Credit Card Use  |            |              |          |                    |
| ACCOUNT NO. XXXX-7465   |          | w                                    |  |            |              |          | 2,822.77           |
| Bank of America<br>P.O. Box 15726<br>Wilmington, DE 19886-5726                                    |          |                                      | Misc. Credit Card Use  |            |              |          |                    |
| ACCOUNT NO. XXXX-2253   |          | Н                                    |  |            |              |          | 2,469.37           |
| Bank of America<br>P.O. Box 15726<br>Wilmington, DE 19886-5726                                    |          |                                      | Misc. Credit Card Use  |            |              |          |                    |
| ACCOUNT NO. XXXX-7168   |          | w                                    |  |            |              |          | 578.58             |
| Best Buy<br>Retail Services<br>P.O. Box 17298<br>Baltimore, MD 21297-1298                         |          |                                      | Misc. Credit Card Use  |            |              |          |                    |
| ACCOUNT NO. xxxx-1927   |          | Н                                    |  |            |              |          | 3,553.67           |
| Best Buy<br>Retail Services<br>P.O. Box 17298<br>Baltimore, MD 21297-1298                         |          |                                      | Misc. Credit Card Use  |            |              |          |                    |

<sup>4</sup> Continuation sheets attached

Subtotal > \$ 10,712.29

Total > (Use only on last page of the completed Schedule F.)

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B6F (Official Form 6F) (12/07) - Cont.

| In re | Crispin Falcon, Sr. | Irene Falcon |         | Case No |            |
|-------|---------------------|--------------|---------|---------|------------|
|       |                     |              | Debtors |         | (If known) |

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

|   |          |                                      | (Continuation Sheet)   |            |              |          |                    |
|---|----------|--------------------------------------|--|------------|--------------|----------|--------------------|
| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | CODEBTOR | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF<br>CLAIM |
| ACCOUNT NO.   |          | Н                                    |  |            |              |          | 0.00               |
| Capital Management<br>726 Exchange Street, Ste. 700<br>Buffalo, NY 14210                          |          |                                      | Collector for Discover   |            |              |          |                    |
| ACCOUNT NO. XXXX-8512   |          | Н                                    |  |            |              |          | 1,682.15           |
| Capital One<br>P.O. Box 5155<br>Norcross, GA 30091  |          |                                      | Misc. Credit Card Use  |            |              |          | ,                  |
| ACCOUNT NO. XXXX-7710   |          | w                                    |  |            |              |          | 4,054.00           |
| Capital One<br>P.O. Box 5155<br>Norcross, GA 30091  | ı        |                                      | Misc. Credit Card Use  |            |              |          |                    |
| ACCOUNT NO. XXXX-9415   | Х        | J                                    |  |            |              |          | 960.00             |
| Consumer Finance Services<br>1052 Dundee Ave.<br>Elgin, IL 60120                                  | ı        |                                      | Misc. Credit Card Use  |            |              |          |                    |
| ACCOUNT NO. XXXX-72-00  |          | Н                                    |  |            |              |          | 144.11             |
| Credit Protection Association<br>13355 Noel Road<br>Dallas, TX 75240                              |          |                                      | Collector for Comcast  |            |              |          |                    |

Sheet no.  $\underline{1}$  of  $\underline{4}$  continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > \$ 6,840.26

Total > Sichedule F.)

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B6F (Official Form 6F) (12/07) - Cont.

| In re | Crispin Falcon, Sr. | Irene Falcon |         | Case No. |            |
|-------|---------------------|--------------|---------|----------|------------|
|       |                     |              | Debtors |          | (If known) |

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

|   |          |                                      | (Continuation Sheet)   |            |              |          |                    |
|---|----------|--------------------------------------|--|------------|--------------|----------|--------------------|
| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | CODEBTOR | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF<br>CLAIM |
| Discover P.O. Box 15316 Wilmington, DE 19850  |          | Н                                    | Misc. Credit Card Use  |            |              |          | 6,119.00           |
| ACCOUNT NO. xxxx-2896  GE Money Bank P.O. Box 960061 Orlando, FL 32896                            |          | Н                                    | Misc. Credit Card Use  |            |              |          | 1,088.37           |
| ACCOUNT NO. XXXX-7298  GE Money Bank P.O. Box 103104 Roswell, GA 30076                            |          | Н                                    | Misc. Credit Card Use  |            |              |          | 1,756.15           |
| ACCOUNT NO. XXXX-469-4  HFC P.O. Box 8603 Elmhurst, IL 60126                                      |          | J                                    | Misc. Credit Card Use  |            |              |          | 16,655.22          |
| ACCOUNT NO. XXXX-3207  Home Depot Processing Center Des Moines, IA 50364-6500                     |          | Н                                    | Misc. Credit Card Use  |            |              |          | 1,419.00           |

Sheet no.  $\underline{2}$  of  $\underline{4}$  continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > \$ 27,037.74

Total > Subtotal > \$ 27,037.74

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B6F (Official Form 6F) (12/07) - Cont.

| In re | Crispin Falcon, Sr. | Irene Falcon |         | Case No |            |
|-------|---------------------|--------------|---------|---------|------------|
|       |                     |              | Debtors |         | (If known) |

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

|   |          |                                      | (Continuation Sheet)   |            |              |          |                    |
|---|----------|--------------------------------------|--|------------|--------------|----------|--------------------|
| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | CODEBTOR | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF<br>CLAIM |
| ACCOUNT NO. XXXX-5935   |          | w                                    |  |            |              |          | 2,332.32           |
| HSBC Card Services<br>P.O. Box 17051<br>Baltimore, MD 21297-1051                                  |          |                                      | Misc. Credit Card Use  |            |              |          |                    |
| ACCOUNT NO. XXXX-401-7  |          | Н                                    |  |            |              |          | 3,215.80           |
| JCPenney<br>P.O. Box 960001<br>Orlando, FL 32896-0001   |          |                                      | Misc. Credit Card Use  |            |              |          | ,                  |
| ACCOUNT NO. XXXX-2538   |          | Н                                    |  |            |              |          | 3,889.44           |
| Juniper Bank<br>P.O. Box 13337<br>Philadelphia, PA 19101-3337                                     |          |                                      | Misc. Credit Card Use  |            |              |          |                    |
| ACCOUNT NO. XXXX-3963   |          | w                                    |  |            |              |          | 2,448.73           |
| Juniper Bank<br>P.O. Box 13337<br>Philadelphia, PA 19101-3337                                     |          |                                      | Misc. Credit Card Use  |            |              |          |                    |
| ACCOUNT NO.   |          | W                                    |  |            |              |          | 220.32             |
| Mary Kay , Inc.<br>16251 Dallas Parkway<br>Addison, TX 75001-6820                                 |          |                                      | 401K Loan #1   |            |              |          |                    |

Sheet no.  $\underline{3}$  of  $\underline{4}$  continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > \$ 12,106.61

Total > Subtotal > \$ 12,106.61

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B6F (Official Form 6F) (12/07) - Cont.

| In re | Crispin Falcon, Sr. | Irene Falcon |         | Case No |            |
|-------|---------------------|--------------|---------|---------|------------|
|       |                     |              | Debtors |         | (If known) |

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

|   |          |                                      | (Continuation Sheet)   |            |              |          |                    |
|---|----------|--------------------------------------|--|------------|--------------|----------|--------------------|
| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | CODEBTOR | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF<br>CLAIM |
| ACCOUNT NO.   |          | w                                    |  |            |              |          | 1,660.00           |
| Mary Kay, Inc.<br>16251 Dallas Parkway<br>Addison, TX 75001-6820                                  |          |                                      | 401K Loan #2   |            |              |          |                    |
| ACCOUNT NO. XXXX-1944   |          | Н                                    |  |            |              |          | 894.61             |
| Menards<br>P.O. Box 17602<br>Baltimore, MD 21297-1602   |          |                                      | Misc. Credit Card Use  |            |              |          |                    |
| ACCOUNT NO. XXXX-6406   |          | Н                                    |  |            |              |          | 0.00               |
| Northland Group<br>P.O. Box 390846<br>Edina, MN 55439   | ı        | •                                    | Collector for Home Depot   |            |              |          |                    |
| ACCOUNT NO. XXXX-1747   |          | Н                                    |  |            |              |          | 408.92             |
| Pinnacle Security<br>1290 Sandhill Road<br>Orem, UT 84058   |          |                                      | Broken Security System   |            |              |          |                    |
| ACCOUNT NO. XXXX-0573   |          | Н                                    |  |            |              |          | 2,366.57           |
| Reward Zone Mastercard<br>P.O. Box 17051<br>Baltimore, MD 21297-1051                              |          |                                      | Misc. Credit Card Use  |            |              |          |                    |

Sheet no.  $\underline{4}$  of  $\underline{4}$  continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > \$ 5,330.10

Total > \$ 62,027.00

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In re: Crispin Falcon, Sr. Irene Falcon , Case No.

Debtors

# SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

 $\hfill \Box$  Check this box if debtor has no executory contracts or unexpired leases.

| NAME AND MAILING ADDRESS, INCLUDING ZIP CODE,<br>OF OTHER PARTIES TO LEASE OR CONTRACT. | DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST, STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT. |
|---|--|
| Cory Properties, Ltd. 19 Watergate Drive South Barrington, IL 60010                     | Lease of Garage for Business through 7/11  |
| GMAC<br>P.O. Box 9001951<br>Louisville, KY 40290  | 2007 Chevrolet Tahoe<br>Lease through 8/10   |

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| n re: Crispin Falcon, Sr. | Irene Falcon |         |   | Case No. |            |
|---------------------------|--------------|---------|---|----------|------------|
|                           |              | Debtors | , |          | (If known) |

# **SCHEDULE H - CODEBTORS**

☐ Check this box if debtor has no codebtors.

| NAME AND ADDRESS OF CODEBTOR | NAME AND ADDRESS OF CREDITOR |
|------------------------------|------------------------------|
| Anthony Valasquez            | Consumer Finance Services    |
| 860 Washington Blvd.         | 1052 Dundee Ave.             |
| Hoffman Estates, IL 60169    | Elgin, IL 60120              |
| Mary Murillo                 | Wells Fargo Financial        |
| 309 Walnut Drive             | P.O. Box 60510               |
| Streamwood, IL 60107         | Los Angeles, CA 90060        |

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| In re Crispin Falcon, Sr. Irene Falco | In re | Crispin | Falcon, | Sr. | Irene | Falcor |
|---------------------------------------|-------|---------|---------|-----|-------|--------|
|---------------------------------------|-------|---------|---------|-----|-------|--------|

**Debtors** 

(If known)

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

| Debtor's Marital Status: Married  |             | DEPENDENTS OF DEBTOR AND SPOUSE            |   |             |                       |            |              |  |
|---|-------------|--|---|-------------|-----------------------|------------|--------------|--|
|   |             | RELATIONSHIP(S):                           |   |             |                       | AGE(       | (S):         |  |
| Employment:   |             | <u> </u><br>DEBTOR                         |   |             | SPOUSE                |            |              |  |
| Occupation  | Setup       | o Man                                      | v | areho       | ouse Worker           |            |              |  |
| Name of Employer  | Senio       | or Operations                              |   |             | ay, Inc.              |            |              |  |
| How long employed   | 36 Ye       | ars  | 1 | 5 Yea       | rs                    |            |              |  |
| Address of Employer   |             | . Devon Ave.<br>ett, IL 60103              |   | 00 Fo       | rbes<br>n Estates, IL |            |              |  |
| INCOME: (Estimate of a case file  |             | projected monthly income at time           |   |             | DEBTOR                |            | SPOUSE       |  |
| 1. Monthly gross wages,   | salary, and | d commissions                              |   | \$ <u></u>  | 3,581.04              | \$_        | 2,907.75     |  |
| (Prorate if not paid 2. Estimate monthly over                           |             |  |   | \$          | 0.00                  | \$_        | 0.00         |  |
| 3. SUBTOTAL   |             |  |   | \$          | 3,581.04              | \$         | 2,907.75     |  |
| 4. LESS PAYROLL DE  | DUCTIONS    | 5  | I |             | ·                     |            | ·            |  |
| a. Payroll taxes and  | d social se | curity                                     |   | \$ <u> </u> | 583.51                | \$ _<br>\$ | 486.76       |  |
| <ul><li>b. Insurance</li><li>c. Union dues</li></ul>                    |             |  |   | Ψ<br>\$     | 371.13<br>24.33       | _          | 0.00<br>0.00 |  |
| d. Other (Specify)  | 4041        | K Contribution                             |   | \$          | 0.00                  | \$ _       | 100.00       |  |
| ( 1 )   |             |  |   | · —         |                       | · –        |              |  |
|   |             | K Loan #1                                  |   | \$          | 0.00                  | \$_        | 157.90       |  |
|   | ·           | K Loan #2                                  |   | \$          | 0.00                  | \$_        | 116.64       |  |
|   |             | dit Union Savings Account                  |   | \$          | 0.00                  | \$_        | 100.00       |  |
|   | <u>Den</u>  | tal Insurance                              |   | \$          | 21.76                 | \$_        | 20.32        |  |
|   | Disa        | ability Insurance                          |   | \$          | 11.61                 | \$_        | 9.17         |  |
|   | <u>Life</u> | Insurance                                  |   | \$          | 74.83                 | \$_        | 23.31        |  |
|   | Spo         | use Life Insurance                         |   | \$          | 11.00                 | \$_        | 22.66        |  |
|   | <u>Visi</u> | on Insurance                               |   | \$          | 11.39                 | \$_        | 0.00         |  |
| 5. SUBTOTAL OF PAY  | ROLL DE     | DUCTIONS                                   |   | \$          | 1,109.56              | \$_        | 1,036.76     |  |
| 6. TOTAL NET MONTH  | ILY TAKE I  | HOME PAY                                   |   | \$          | 2,471.48              | \$_        | 1,870.99     |  |
| -   | •           | f business or profession or farm           |   |             |                       |            |              |  |
| (Attach detailed sta  |             |  |   | \$ <u></u>  | 4,388.50              |            | 0.00         |  |
| 8. Income from real prop  | •           |  |   | \$          | 0.00<br>0.00          | \$ _<br>\$ | 0.00<br>0.00 |  |
| <ol> <li>Interest and dividends</li> <li>Alimony, maintenant</li> </ol> |             | ort payments payable to the debtor for the |   | \$          | 0.00                  | Φ_         | 0.00         |  |
| debtor's use or that  |             |  |   | \$          | 0.00                  | \$_        | 0.00         |  |
| 11. Social security or oth (Specify)                                    | _           | nent assistance                            |   | \$          | 0.00                  | \$         | 0.00         |  |
| 12. Pension or retiremen  |             |  |   | \$          | 0.00                  | \$         | 0.00         |  |
|   |             |  |   |             |                       |            |              |  |

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**Debtors** 

In re Crispin Falcon, Sr. Irene Falcon

Case No. (If known)

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

13. Other monthly income

(Specify) Son's Contribution for Avalanche

14. SUBTOTAL OF LINES 7 THROUGH 13

15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)

16. COMBINED AVERAGE MONTHLY INCOME: (Combine column totals from line 15)

| \$_ | 542.50   | \$   | 0.00     |
|-----|----------|------|----------|
| \$  | 4,931.00 | \$   | 0.00     |
| \$  | 7,402.48 | \$   | 1,870.99 |
|     | \$ 9,273 | 3.47 | ,        |

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document.:

Wife's 401K Loan #2 will be paid 10/10 Wife's 401K Loan #1 will be paid 8/09

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**B6J (Official Form 6J) (12/07)** 

| In re Crispin Falcon, Sr. Irene Falcon | Case No.   |
|--|------------|
| Debtors                                | (If known) |

# SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

| Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor any payments made biweekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expensions from income allowed on Form22A or 22C.  |                      |                                |
|--|----------------------|--------------------------------|
| Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate household "Spouse."  | arate schedule of    |                                |
| Rent or home mortgage payment (include lot rented for mobile home)   | \$                   | 1.078.69                       |
| a. Are real estate taxes included? Yes No ✓  |                      | 1,010.00                       |
| b. Is property insurance included? Yes No ✓  |                      |                                |
| 2. Utilities: a. Electricity and heating fuel  | \$                   | 358.00                         |
| b. Water and sewer   | \$                   | 80.00                          |
| c. Telephone   | \$                   | 157.00                         |
| d. Other Cable   | \$                   | 90.00                          |
| Internet   | \$                   | 45.00                          |
| Trash Removal  | \$                   | 19.00                          |
| 3. Home maintenance (repairs and upkeep)   | \$                   | 75.00                          |
| 4. Food  | \$                   | 400.00                         |
| 5. Clothing  | \$                   | 100.00                         |
| 6. Laundry and dry cleaning  | \$                   | 25.00                          |
| 7. Medical and dental expenses   | \$                   | 55.00                          |
| 8. Transportation (not including car payments)   | \$                   | 200.00                         |
| 9. Recreation, clubs and entertainment, newspapers, magazines, etc.  | \$                   | 60.00                          |
| 10. Charitable contributions   | \$                   | 65.00                          |
| 11. Insurance (not deducted from wages or included in home mortgage payments)  | œ.                   | 50.00                          |
| a. Homeowner's or renter's   | \$<br>               | 58.00                          |
| b. Life<br>c. Health   | \$<br>\$             | 0.00                           |
| d. Auto  | \$<br>\$             | 92.00                          |
| e. Other   | \$<br>\$             | 0.00                           |
| 12. Taxes (not deducted from wages or included in home mortgage payments)  | Ψ                    | 0.00                           |
| (Specify) Real Estate Taxes  | \$                   | 376.00                         |
| 13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)   | •                    | 0.0.00                         |
| a. Auto  | \$                   | 542.50                         |
| b. Other   | \$                   |                                |
| GMAC Chevrolet Tahoe Lease Payment   | \$                   | 513.00                         |
| Hyundai Sonata Payment   | <u> </u>             | 275.13                         |
| Second Mortgage  | \$                   | 579.66                         |
| 14. Alimony, maintenance, and support paid to others   | » <u> </u>           | 0.00                           |
| 15. Payments for support of additional dependents not living at your home  | \$                   | 0.00                           |
| 16. Regular expenses from operation of business, profession, or farm (attach detailed statement)   | \$                   | 3,829.26                       |
| 17. Other  | \$                   | 0.00                           |
| 18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)   | \$                   | 9,073.24                       |
| <ul> <li>19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the Chevrolet Tahoe lease will be paid 8/10; Another comparable lease will follow. Hyundai will be paid 8/12 Chevrolet Avalanche will be paid 5/10</li> <li>20. STATEMENT OF MONTHLY NET INCOME <ul> <li>a. Average monthly income from Line 15 of Schedule I</li> <li>b. Average monthly expenses from Line 18 above</li> <li>c. Monthly net income (a. minus b.)</li> </ul> </li> </ul> | filing of this docur | 9,273.47<br>9,073.24<br>200.23 |
| or morning the minor of the minor of   | Ψ                    | 200.23                         |

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Form 6 - Statistical Summary (12/07)

#### United States Bankruptcy Court Northern District of Illinois Eastern Division

| In re Cr | ispin Falcon, Sr. | Irene Falcon | Case No.     |    |
|----------|-------------------|--------------|--------------|----|
|          |                   | Debtors      | ,<br>Chapter | 13 |

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

| Type of Liability   | Amount  |
|---|---------|
| Domestic Support Obligations (from Schedule E)  | \$      |
| Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)  | \$      |
| Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed) | \$      |
| Student Loan Obligations (from Schedule F)  | \$      |
| Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E.                  | \$      |
| Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)                           | \$      |
| TOTAL   | \$ 0.00 |

#### State the following:

| Average Income (from Schedule I, Line 16)  | \$ 9,273.47 |
|--|-------------|
| Average Expenses (from Schedule J, Line 18)  | \$ 9,073.24 |
| Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C Line 20) | \$ 6,524.39 |

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### United States Bankruptcy Court Northern District of Illinois Eastern Division

| In re | Crispin Falcon, Sr. | Irene Falcon |         |   | Case No. |    |
|-------|---------------------|--------------|---------|---|----------|----|
|       |                     |              | Debtors | • | Chapter  | 13 |

### State the following:

| Total from Schedule D, "UNSECURED PORTION, IF ANY" column                  | \$31,794.12 |
|--|-------------|
| 2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.            | \$          |
| 3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column | \$          |
| 4. Total from Schedule F   | \$62,027.00 |
| 5. Total of non-priority unsecured debt (sum of 1, 3, and 4)               | \$93,821.12 |

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B6 Summary (Official Form 6 - Summary) (12/07)

# United States Bankruptcy Court Northern District of Illinois Eastern Division

| In re | Crispin Falcon, Sr. | Irene Falcon |     | Case No. |    |
|-------|---------------------|--------------|-----|----------|----|
|       |                     | Debte        | ors | Chapter  | 13 |

## **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

| NAME OF SCHEDULE  | ATTACHED<br>(YES/NO) | NO. OF SHEETS | ASSETS       |      | LIABILITIES   |    | OTHER    |
|---|----------------------|---------------|--------------|------|---------------|----|----------|
| A - Real Property   | YES                  | 1             | \$ 220,000.0 | 00   |               |    |          |
| B - Personal Property   | YES                  | 3             | \$ 49,076.7  | 79   |               |    |          |
| C - Property Claimed<br>as Exempt   | YES                  | 1             |              |      |               |    |          |
| D - Creditors Holding<br>Secured Claims   | YES                  | 3             |              | 4    | \$ 289,077.46 |    |          |
| E - Creditors Holding Unsecured<br>Priority Claims<br>(Total of Claims on Schedule E) | YES                  | 2             |              | 4    | 0.00          |    |          |
| F - Creditors Holding Unsecured<br>Nonpriority Claims                                 | YES                  | 5             |              | 4    | \$ 62,027.00  |    |          |
| G - Executory Contracts and<br>Unexpired Leases                                       | YES                  | 1             |              |      |               |    |          |
| H - Codebtors   | YES                  | 1             |              |      |               |    |          |
| I - Current Income of Individual Debtor(s)  | YES                  | 2             |              |      |               | \$ | 9,273.47 |
| J - Current Expenditures of<br>Individual Debtor(s)                                   | YES                  | 2             |              |      |               | \$ | 9,073.24 |
| TOTAL   |                      | 21            | \$ 269,076.7 | 9 \$ | \$ 351,104.46 |    |          |

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B6 Declaration (Official Form 6 - Declaration) (12/07)

| In re Crispin Falcon, Sr. | Irene Falcon |         | Case No. |            |
|---------------------------|--------------|---------|----------|------------|
|                           |              | Debtors |          | (If known) |

## **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

#### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

|       | declare under penalty of perjury that I have read the foregoing summa<br>, and that they are true and correct to the best of my knowledge, infor | •              |                            |
|-------|--|----------------|----------------------------|
| Date: | 5/8/2009   | Signature:     | s/ Crispin Falcon, Sr.     |
|       |  | -              | Crispin Falcon, Sr.        |
|       |  |                | Debtor                     |
| Date: | 5/8/2009   | Signature:     | s/ Irene Falcon            |
|       |  | -              | Irene Falcon               |
|       |  |                | (Joint Debtor, if any)     |
|       |  | [If joint case | e, both spouses must sign] |

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

(NOT APPLICABLE)

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B7 (Official Form 7) (12/07)

# UNITED STATES BANKRUPTCY COURT Northern District of Illinois Eastern Division

|        |                     |              | E       | astern Div | /151011  |            |
|--------|---------------------|--------------|---------|------------|----------|------------|
| In re: | Crispin Falcon, Sr. | Irene Falcon |         |            | Case No. |            |
|        |                     |              | Debtors | ,          |          | (If known) |

#### STATEMENT OF FINANCIAL AFFAIRS

#### 1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| AMOUNT    | SOURCE                  | FISCAL YEAR PERIOD |
|-----------|-------------------------|--------------------|
| 33,011.00 | 2006 Wife Employment    |                    |
| 41,431.00 | 2006 Husband Employment |                    |
| 32,008.00 | 2007 Wife Employment    |                    |
| 45,572.00 | 2007 Husband Employment |                    |
| 42,929.00 | 2008 Husband Employment |                    |
| 33,902.00 | 2008 Wife Employment    |                    |
| 12,795.00 | 2009 Wife Employment    |                    |
| 14,535.00 | 2009 Husband Employment |                    |

#### 2. Income other than from employment or operation of business

None **☑** 

State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE FISCAL YEAR PERIOD

#### 2

#### o. Taymonto to orcanors

#### Complete a. or b., as appropriate, and c.

| None |  |
|------|--|
|      |  |

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF<br>CREDITOR                                      | DATES OF<br>PAYMENTS                                   | AMOUNT<br>PAID | AMOUNT<br>STILL OWING |
|--|--|----------------|-----------------------|
| GMAC<br>P.O. Box 9001951<br>Louisville, KY 40290                     | 3/09, 4/09 + 5/09<br>Payments for Avalanche +<br>Tahoe | 3,165.00       | 33,470.00             |
| HFC<br>P.O. Box 5233<br>Carol Stream, IL 60197-5233                  | 3/09 + 4/09  | 1,158.00       | 56,390.00             |
| Household Finance<br>73 E. Irving Park Road<br>Streamwood, IL 60107  | 3/09, 4/09 + 5/09                                      | 975.00         | 16,306.00             |
| Toyota Financial Services<br>P.O. Box 5855<br>Carol Stream, IL 60197 | 3/09, 4/09 + 5/09                                      | 825.39         | 9,576.51              |
| US Bank Home Mortgage<br>P.O. Box 20005<br>Owensboro, KY 42304-0005  | 3/09 + 4/09  | 2,265.00       | 167,868.00            |

None **☑**  b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within **90** days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF CREDITOR | DATES OF<br>PAYMENTS/<br>TRANSFERS | AMOUNT<br>PAID OR<br>VALUE OF<br>TRANSFERS | AMOUNT<br>STILL<br>OWING |
|------------------------------|------------------------------------|--|--------------------------|
|------------------------------|------------------------------------|--|--------------------------|

None

Daughter

c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF CREDITOR<br>AND RELATIONSHIP TO DEBTOR | DATE OF<br>PAYMENT         | AMOUNT<br>PAID | AMOUNT<br>STILL OWING |
|--|----------------------------|----------------|-----------------------|
| Rachel Lara  | 12/08, 1/09, 2/09          | 600.00         | 4,200.00              |
| 3915 N. Freemont   | Repayment of loan for Real |                |                       |
| Greensboro, NC 27407                                       | Estate Taxes               |                |                       |

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#### 4. Suits and administrative proceedings, executions, garnishments and attachments

None  $\mathbf{Q}$ 

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

**CAPTION OF SUIT** AND CASE NUMBER

NATURE OF PROCEEDING

**COURT OR AGENCY** AND LOCATIO

STATUS OR DISPOSITION

3

 $\mathbf{\Lambda}$ 

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE DATE OF BENEFIT PROPERTY WAS SEIZED **SEIZURE**  DESCRIPTION AND VALUE OF **PROPERTY** 

#### 5. Repossessions, foreclosures and returns

None  $\checkmark$ 

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER

**DESCRIPTION** DATE OF REPOSSESSION, FORECLOSURE SALE, AND VALUE OF TRANSFER OR RETURN **PROPERTY** 

#### 6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

TERMS OF NAME AND ADDRESS DATE OF ASSIGNMENT OF ASSIGNEE ASSIGNMENT OR SETTLEMENT

None ₫

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS DESCRIPTION NAME AND ADDRESS OF COURT DATE OF AND VALUE OF OF CUSTODIAN CASE TITLE & NUMBER **ORDER PROPERTY** 

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4

#### 7. Gifts

None  $\mathbf{\Lambda}$ 

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS | RELATIONSHIP |         | DESCRIPTION  |
|------------------|--------------|---------|--------------|
| OF PERSON        | TO DEBTOR,   | DATE    | AND VALUE OF |
| OR ORGANIZATION  | IF ANY       | OF GIFT | GIFT         |

#### 8. Losses

None  $\mathbf{\Lambda}$ 

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| DESCRIPTION  | DESCRIPTION OF CIRCUMSTANCES AND, IF |         |  |
|--------------|--------------------------------------|---------|--|
| AND VALUE OF | LOSS WAS COVERED IN WHOLE OR IN PART | DATE OF |  |
| PROPERTY     | BY INSURANCE, GIVE PARTICULARS       | LOSS    |  |

#### 9. Payments related to debt counseling or bankruptcy

None 

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.

| NAME AND ADDRESS | DATE OF PAYMENT,  | AMOUNT OF MONEY OR    |
|------------------|-------------------|-----------------------|
| OF PAYEE         | NAME OF PAYOR IF  | DESCRIPTION AND VALUE |
|                  | OTHER THAN DEBTOR | OF PROPERTY           |

11/08 - 5/09

Law Office of Gregory J. Martucci, PC 203 E. Irving Park Road Roselle, IL 60172

### 10. Other transfers

None V

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

1500.00 + Costs

DESCRIBE PROPERTY NAME AND ADDRESS OF TRANSFEREE, **TRANSFERRED RELATIONSHIP TO DEBTOR** DATE AND VALUE RECEIVED

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a None self-settled trust or similar device of which the debtor is a beneficiary.  $\square$ 

NAME OF TRUST OR OTHER DATE(S) OF AMOUNT OF MONEY OR DESCRIPTION **DEVICE** TRANSFER(S) AND VALUE OF PROPERTY OR DEBTOR INTEREST IN PROPERTY

#### 11. Closed financial accounts

None ☑ List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

TYPE OF ACCOUNT, LAST FOUR AMOUNT AND NAME AND ADDRESS DIGITS OF ACCOUNT NUMBER, DATE OF SALE OF INSTITUTION AND AMOUNT OF FINAL BALANCE OR CLOSING

#### 12. Safe deposit boxes

None **✓**  List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS NAMES AND ADDRESSES DESCRIPTION DATE OF TRANSFER
OF BANK OR OF THOSE WITH ACCESS OF OR SURRENDER,
OTHER DEPOSITORY TO BOX OR DEPOSITOR CONTENTS IF ANY

#### 13. Setoffs

None **☑**  List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF AMOUNT OF NAME AND ADDRESS OF CREDITOR SETOFF SETOFF

#### 14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS DESCRIPTION AND VALUE

OF OWNER OF PROPERTY LOCATION OF PROPERTY

#### 15. Prior address of debtor

None 
☑

 $\mathbf{Q}$ 

If debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS NAME USED DATES OF OCCUPANCY

#### 16. Spouses and Former Spouses

None **☑**  If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor 's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

5

#### 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

6

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

None 

✓

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

SITE NAME AND NAME AND ADDRESS DATE OF ENVIRONMENTAL ADDRESS OF GOVERNMENTAL UNIT NOTICE LAW

None 
✓

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND NAME AND ADDRESS DATE OF ENVIRONMENTAL ADDRESS OF GOVERNMENTAL UNIT NOTICE LAW

None **☑** 

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS DOCKET NUMBER STATUS OR OF GOVERNMENTAL UNIT DISPOSITION

7

18. Nature, location and name of business

| N | 0 | r | 16 | 3 |
|---|---|---|----|---|
|   | ı |   | ٦  |   |

None

 $\square$ 

a. If the debtor is an individual, list the names, addresses, taxpaver identification numbers, nature of the businesses. and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within the six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the business, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or

equity securities within the six years immediately preceding the commencement of this case. LAST FOUR DIGITS OF SOCIAL SECURITY ADDRESS OR OTHER INDIVIDUAL NATURE OF **BEGINNING AND ENDING** NAME BUSINESS DATES TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN **Falcon Services** 14-1971839 1521 Imhoff Drive **Auto Body Repair** 07/26/2006 Lake In The Hills, IL **Tahitian Noni** 5472 Maclain Ave. **Juice Sales** 02/01/2005 Distributor Hanover Park, IL 60133 12/01/2005 Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101. NAME **ADDRESS** 

[if completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

| Date 5/8/2009 | of Debtor  Crispin Falcon, Sr.  Crispin Falcon, Sr. |  |
|---------------|---|--|
| Date 5/8/2009 | Signature s/ Irene Falcon                           |  |
|               | of Joint Debtor Irene Falcon                        |  |

B 203 (12/94)

# UNITED STATES BANKRUPTCY COURT Northern District of Illinois Eastern Division

|               |  |  | Eastern Division   |                               |              |
|---------------|--|--|--|-------------------------------|--------------|
| In re:        | Crispin Falcon, Sr.  |  | Irene Falcon   | Case No.                      |              |
|               |  | Debtors                                  |  | Chapter                       | 13           |
|               | DISCL  | OSURE O                                  | F COMPENSATION<br>FOR DEBTOR   | N OF ATTORNE                  | (            |
| and t<br>paid | that compensation paid to me with  | hin one year before<br>be rendered on be | 16(b), I certify that I am the attorned the filing of the petition in bankrup shalf of the debtor(s) in contemplat | otcy, or agreed to be         | r(s)         |
| ı             | For legal services, I have agreed  | to accept                                |  | \$                            | 3,300.00     |
| ı             | Prior to the filing of this statemen                                     | t I have received                        |  | \$                            | 1,500.00     |
| I             | Balance Due  |  |  | \$                            | 1,800.00     |
| 2. The        | source of compensation paid to r   | ne was:                                  |  |                               |              |
|               | ✓ Debtor   |  | Other (specify)  |                               |              |
| 3. The        | source of compensation to be pa  | id to me is:                             |  |                               |              |
|               | ☐ Debtor   |  | Other (specify)  |                               |              |
| 4. <b>☑</b>   | I have not agreed to share the of my law firm.                           | above-disclosed co                       | ompensation with any other persor  | n unless they are members an  | d associates |
| 5 In re       | my law firm. A copy of the agrattached.                                  | eement, together w                       | ensation with a person or persons ith a list of the names of the people and regal service for all aspects of       | e sharing in the compensation |              |
|               | uding:   | Thave agreed to re                       | naci legal service for all aspects of  | The bankruptoy case,          |              |
| a)            | Analysis of the debtor's financial a petition in bankruptcy;             | ial situation, and re                    | ndering advice to the debtor in dete   | ermining whether to file      |              |
| b)            | Preparation and filing of any pe   | etition, schedules, s                    | statement of affairs, and plan which   | n may be required;            |              |
| c)            | Representation of the debtor a   | t the meeting of cre                     | ditors and confirmation hearing, a   | nd any adjourned hearings the | ereof;       |
| d)            | [Other provisions as needed]   |  |  |                               |              |
|               | None   |  |  |                               |              |
| 6. By a       |  | above disclosed fee                      | does not include the following ser   | rvices:                       |              |
|               | Adversary Proceedings  |  |  |                               |              |
|               |  |  | CERTIFICATION  |                               |              |
|               | rtify that the foregoing is a completentation of the debtor(s) in this b |  | y agreement or arrangement for pang.   | ayment to me for              |              |
| Dated         | 5/8/2009   | _  |  |                               |              |
|               |  |  | <br>Gregory J. Martucci, I   | Bar No. 6185842               |              |

Law Office of Gregory J. Martucci, P.C.

Attorney for Debtor(s)

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

# NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <a href="mailto:before">before</a> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

<u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

B 201 Page 2

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

#### Certificate of the Debtor

We, the debtors, affirm that we have received and read this notice.

| Crispin Falcon, Sr.          | X <u>s/ Crispin Falcon, Sr.</u> | 5/8/2009 |  |
|------------------------------|---------------------------------|----------|--|
| Irene Falcon                 | Crispin Falcon, Sr.             |          |  |
| irelie Faicon                | Signature of Debtor             | Date     |  |
| Printed Name(s) of Debtor(s) | X s∕ Irene Falcon               | 5/8/2009 |  |
| Case No. (if known)          | Irene Falcon                    |          |  |
| `                            | Signature of Joint Debtor       | Date     |  |

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re Crispin Falcon, Sr.
Irene Falcon
Debtors.

Case No.

Chapter 13

#### STATEMENT OF MONTHLY NET INCOME

The undersigned certifies the following is the debtor's monthly income .

| Income:  | Debtor              | Joint Debtor        |
|--|---------------------|---------------------|
| Six months ago                                   | \$ <u>2,513.63</u>  | \$ <u>1,685.53</u>  |
| Five months ago                                  | \$3,055.23          | \$ <b>2,052.19</b>  |
| Four months ago                                  | \$ <u>2,134.03</u>  | \$ <u>1,651.66</u>  |
| Three months ago                                 | \$ <u>2,225.05</u>  | \$2,318.66          |
| Two months ago                                   | \$ <u>2,919.30</u>  | \$ <u>1,753.97</u>  |
| Last month                                       | \$ <u>2,310.18</u>  | \$ <u>1,774.92</u>  |
| Income from other sources                        | \$ <u>0.00</u>      | \$0.00              |
| Total net income for six months preceding filing | \$ <u>15,157.42</u> | \$ <u>11,236.93</u> |
| Average Monthly Net Income                       | \$ <u>2,526.24</u>  | \$ <u>1,872.82</u>  |

Attached are all payment advices received by the undersigned debtor prior to the petition date, we declare under penalty of perjury that we have read the foregoing statement and that it is true and correct to the best of our knowledge, information, and belief.

| Dated: | 5/8/2009 |                        |
|--------|----------|------------------------|
|        |          | s/ Crispin Falcon, Sr. |
|        |          | Crispin Falcon, Sr.    |
|        |          | Debtor                 |
|        |          | s/ Irene Falcon        |
|        |          | Irene Falcon           |
|        |          | Joint Debtor           |

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# UNITED STATES BANKRUPTCY COURT Northern District of Illinois

# Eastern Division

| In re: | Crispin Falcon, Sr. | Irene Falcon | Case No. |
|--------|---------------------|--------------|----------|
|        |                     |              | <u>-</u> |

Chapter 13

| FINANCIAL REVIEW OF THE DEBTOR'S BUSINESS (NOTE: ONL)                                      | V INCLUDE information | on directly related to | the husines | 28       |
|--|-----------------------|------------------------|-------------|----------|
| operation.)  | THOUGH INGINIAN       | on an cony related to  | the busines | 55       |
| PART A - GROSS BUSINESS INCOME FOR PREVIOUS 12 MONTHS:                                     |                       |                        |             |          |
| Gross Income For 12 Months Prior to Filing:  | \$                    | 70,589.00              |             |          |
| PART B - ESTIMATED AVERAGE FUTURE <u>GROSS</u> MONTHLY INCOME:                             |                       |                        |             |          |
|  |                       |                        | \$          | 4.388.50 |
| 2. Gross Monthly Income:   |                       |                        | Φ           | 4,388.30 |
| PART C - ESTIMATED FUTURE MONTHLY EXPENSES:  |                       |                        |             |          |
| 3. Net Employee Payroll (Other Than Debtor)  | \$                    | 0.00                   |             |          |
| 4. Payroll Taxes   |                       | 0.00                   |             |          |
| 5. Unemployment Taxes  |                       | 0.00                   |             |          |
| 6. Worker's Compensation   |                       | 0.00                   |             |          |
| 7. Other Taxes   |                       | 0.00                   |             |          |
| 8. Inventory Purchases (Including raw materials)   |                       | 118.00                 |             |          |
| Purchase of Feed/Fertilizer/Seed/Spray  On Port (Other then debtars principal residence)   |                       | 0.00                   |             |          |
| <ul><li>10. Rent (Other than debtor's principal residence)</li><li>11. Utilities</li></ul> |                       | 1,985.00               |             |          |
|  |                       | 651.26                 |             |          |
| 12. Office Expenses and Supplies   |                       | 225.00<br>0.00         |             |          |
| <ul><li>13. Repairs and Maintenance</li><li>14. Vehicle Expenses</li></ul>                 |                       | 500.00                 |             |          |
| 15. Travel and Entertainment   |                       | 0.00                   |             |          |
| 16. Equipment Rental and Leases  |                       | 0.00                   |             |          |
| 17. Legal/Accounting/Other Professional Fees   |                       | 79.00                  |             |          |
| 18. Insurance  |                       | 100.00                 |             |          |
| 19. Employee Benefits (e.g., pension, medical, etc.)                                       |                       | 0.00                   |             |          |
| 20. Payments to Be Made Directly By Debtor to Secured Creditors For                        |                       |                        |             |          |
| Pre-Petition Business Debts (Specify):   |                       |                        |             |          |
| Permits  |                       | 25.00                  |             |          |
| Fire & Safety  |                       | 100.00                 |             |          |
| Advertising  |                       | 46.00                  |             |          |
| 21. Other (Specify):   |                       |                        |             |          |
| None   |                       |                        |             |          |
| 22. Total Monthly Expenses (Add items 3 - 21)  |                       |                        | \$          | 3,829.26 |
| PART D - ESTIMATED AVERAGE <u>NET</u> MONTHLY INCOME:                                      |                       |                        |             |          |
| 23. AVERAGE NET MONTHLY INCOME (Subtract Item 22 from Item 2)                              |                       |                        | \$          | 559.24   |